

MEMORANDUM

Agenda Item No. 11(A)(4)

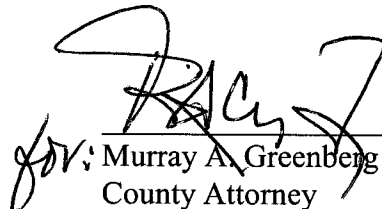
TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE October 18, 2005

FROM: Murray A. Greenberg
County Attorney

SUBJECT: Resolution urging the U.S.
Congress to enact H.R. 3723
directing FEMA to cover
claims resulting from
Hurricane Katrina

The accompanying resolution was prepared and placed on the agenda at the request of Commissioner Sally A. Heyman, Commissioner Carlos A. Gimenez, Commissioner Barbara J. Jordan, Chairman Joe A. Martinez, Commissioner Dennis C. Moss, Commissioner Natacha Seijas and Commissioner Katy Sorenson.


for: Murray A. Greenberg
County Attorney

MAG/jls



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: October 18, 2005

FROM: Murray A. Greenberg
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SUBJECT: Agenda Item No. 11(A)(4)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor

Veto _____

Override _____

Agenda Item No. 11(A)(4)
10-18-05

RESOLUTION NO. _____

RESOLUTION URGING THE U.S. CONGRESS TO ENACT
H.R. 3723 DIRECTING FEMA TO COVER VALID CLAIMS
FOR INDIVIDUAL ASSISTANCE RESULTING FROM
HURRICANE KATRINA'S IMPACT ON THE STATE OF
FLORIDA

WHEREAS, the Federal Emergency Management Administration (FEMA) has denied the State of Florida eligibility for Individual Assistance for damage from Hurricane Katrina, despite the fact that FEMA's assessment revealed 152 homes destroyed or severely damaged in Miami-Dade County and 160 homes destroyed or severely damaged in Broward County; and

WHEREAS, FEMA does not want to provide assistance to Miami-Dade and Broward Counties because FEMA has determined that the State of Florida does not meet the "State Threshold" for such a declaration, which FEMA has set at a minimum of 800 homes destroyed or severely damaged; and

WHEREAS, FEMA has authority under section 408 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. Sections 5174-5204c and Title 44 of the Code of Federal Regulations (CFR) to provide financial assistance to eligible individuals and households who, as a direct result of a major disaster, have necessary expenses and serious needs and are unable to meet such expenses or needs through other means; and

WHEREAS, H.R. 3723 has been filed in the U.S. House of Representatives to direct FEMA to provide individual assistance to Floridians who suffered damage from Hurricane Katrina; and

WHEREAS, H.R. 3723 was filed by Representative Debbie Wasserman-Schultz and is co-sponsored by all the members of the Miami-Dade Congressional Delegation, Lincoln Diaz-Balart, Mario Diaz-Balart, Ileana Ros-Lehtinen and Kendrick Meek, along with the remaining 20 members of the Florida Congressional Delegation,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Urges Congress to enact H.R. 3723 directing FEMA to cover valid claims for individual assistance resulting from Hurricane Katrina's impact on the State of Florida.

Section 2. Directs the County's federal lobbyists to advocate for passage of legislation consistent with Section 1 above, and directs the Office of Intergovernmental Affairs to include this item in the 2006 Federal Legislative Package.

Section 3. Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Florida Congressional Delegation.

The foregoing resolution was sponsored by Commissioner Sally A. Heyman, Commissioner Carlos A. Gimenez, Commissioner Barbara J. Jordan, Chairman Joe A. Martinez, Commissioner Dennis C. Moss, Commissioner Natacha Seijas and Commissioner Katy Sorenson. and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	
Dennis C. Moss, Vice-Chairman	
Bruno A. Barreiro	Dr. Barbara Carey-Shuler
Jose "Pepe" Diaz	Carlos A. Gimenez
Sally A. Heyman	Barbara J. Jordan
Dorrian D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairman thereupon declared the resolution duly passed and adopted this 18th day of October, 2005. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Jess M. McCarty and Eric A. Rodriguez